

*UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS*

*CIVIL ACTION
NO.04-10994NMG*

*PARENTS OF DANIELLE
Plaintiffs,*

v.

*MASSACHUSETTS DEPARTMENT OF
EDUCATION, DAVID P. DRISCOLL, COMMISSIONER;*

And

*SCHOOL COMMITTEE FOR
THE TOWN OF SHARON:
SAM LIAO, ANDREW NEGENAZHL,
DONALD GILLIGAN, JANE FURR, MITCH
BLAUSTEIN AND SUAZANNE PEYTON*

Defendants.

***PARENTS' Ex Parte MOTION TO EXTEND TIME TO FILE NOTICE OF APPEAL AND TO
PERMIT FILING OF NOTICE OF APPEAL, AND FOR LATE FILING OF REQUIRED FEE***

Parents of Danielle, Plaintiffs in this matter, move to extend the time to file their notice of appeal (from this court's grant of summary judgment against them on April 7, 2006, and from the entry of judgment in this matter on April 11, 2006), and for its filing, under Fed. R. Civ. Pro. R. 4 (b) (4) to and including June 6, 2006; and for leave to mail their filing fee late. As reason, they say that the delay in the preparation of the notice of appeal has been for reasons non-dilatory to them personally. In support of same, they incorporate by reference the affidavit of their attorney in this matter. Due to the close timing of this matter, they ask that if this motion is

granted, that the attached notice of appeal be considered filed as of the date of the transmission of this motion, notwithstanding the need to re-transmit the notice electronically if and when this motion is granted.

Respectfully submitted,

/s/ Alanna G. Cline

Alanna G. Cline, Atty.
300 Market St.
Brighton, MA 02135
BBO 086860
617 783 5997

June 5, 2006